IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

Dinesh Chandra Vs. State of Rajasthan & Ors.

S.B.CIVIL WRIT PETITION NO.2524/2003

DATE OF ORDER :: April 11, 2007

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr.V.R.Choudhary, for the petitioner.
Mr.Rameshwar Dave, Dy.G.A. for respondents.

BY THE COURT:

By the instant writ petition under Article 226 of the Constitution of India, the petitioner seeks a direction to the respondents to provide him appointment on the post of Para Teacher/Education Assistant from the date when a person, junior to the petitioner, has been provided such appointment.

I have heard learned counsel for the parties.

A reply to the writ petition has been filed by the respondent State stating therein that the petitioner does not

possess the requisite qualification as advertised vide Annexure-3 dt. 26.8.2000.

Learned counsel for the petitioner submits that the petitioner possesses the qualification of Higher Secondary examination and I.T.I. Vide Annexure-P/3 dt. 26.8.2006, the post for Mahila Shiksa Sahyogi was advertised for the academic session 2000-2001 for which the Gram Panchayat prescribed the educational qualification i.e. Senior Secondary/Higher Secondary/ Equivalent – Training BSTC/Equivalent. Admittedly, the petitioner possesses the qualification of Higher Secondary but does not possess the BSTC or equivalent. The I.T.I. cannot be equated to that of BSTC. In the circumstances, therefore, the petitioner lacks requisite qualification prescribed and therefore, the respondents were justified in denying him the appointment on the post of Para Teacher/Education Assistant.

In this view of the matter, the petition has no merit and the same is accordingly dismissed. There shall be no order as to costs.

[H.R.PANWAR],J.

m.asif/-